

BEFORE THE INDUSTRIAL COMMISSION OF THE STATE OF IDAHO

ANNETTE L. TIPTON,)
)
 Claimant,)
)
 v.)
)
BOYKIN HOTEL PROPERTIES,)
)
 Employer,)
)
 and)
)
LIBERTY MUTUAL FIRE INSURANCE)
CORPORATION,)
)
 Surety,)
)
 Defendants.)
_____)

IC 03-523543

ORDER

Filed June 24, 2005

Pursuant to Idaho Code § 72-717, Referee Michael E. Powers submitted the record in the above-entitled matter, together with his proposed findings of fact and conclusions of law to the members of the Idaho Industrial Commission for their review. Each of the undersigned Commissioners has reviewed the record and the recommendations of the Referee. The Commission concurs with these recommendations. Therefore, the Commission approves, confirms, and adopts the Referee's proposed findings of fact and conclusions of law as its own.

Based upon the foregoing reasons, IT IS HEREBY ORDERED that:

1. Claimant has failed to prove she suffered an accident pursuant to Idaho Code § 72-102(17)(b).
2. All other issues are moot.

3. Pursuant to Idaho Code § 72-718, this decision is final and conclusive as to all issues adjudicated.

DATED this __24th__ day of __June__, 2005.

INDUSTRIAL COMMISSION

____/s/_____
Thomas E. Limbaugh, Chairman

____/s/_____
James F. Kile, Commissioner

____/s/_____
R. D. Maynard, Commissioner

ATTEST:

____/s/_____
Assistant Commission Secretary

CERTIFICATE OF SERVICE

I hereby certify that on the __24th__ day of __June__, 2005, a true and correct copy of the foregoing **ORDER** was served by regular United States Mail upon each of the following persons:

BRADFORD S EIDAM
PO BOX 1677
BOISE ID 83701-1677

MONTE R WHITTIER
PO BOX 6358
BOISE ID 83707-6358

____/s/_____

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